



Def & Ref Rm 307  
H14/ Reg for  
Refund  
06-09-04

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

ATTY.'S DOCKET: GOMBERT=4

|                           |   |                      |
|---------------------------|---|----------------------|
| In re Application of:     | ) | Art Unit: 2674       |
| GOMBERT et al             | ) |                      |
| Appln. No.: 09/883,361    | ) | Examiner: EISEN, A.  |
| Date Filed: June 18, 2001 | ) | Washington, D.C.     |
| For: INPUT DEVICE FOR     | ) | April 30, 2004       |
| COMMANDING CONTROL...     | ) | ATTN: FINANCE BRANCH |

**REQUEST FOR REFUND**

Mail Stop 16  
Honorable Commissioner for Patents  
Alexandria, VA 223131450  
Sir:

Attached hereto is a copy of the Transmittal Letter for an Amendment submitted on February 4, 2003 in the above-identified application. The highlighted portion indicates that \$110.00 for the basic filing fee was erroneously paid. Applicant is a small entity and therefore the fee for a one month extension of time is \$55.00.

**ACTION REQUESTED**

Undersigned hereby requests that we be provided a refund in the amount of \$55.00, and that this refund of \$55.00 be credited to our Deposit Account No. 02-4035 rather than be refunded by check.

**THE FACTS**

The present application was filed on June 19, 2001, 1999. Applicant is a small entity small entity.

In Re of Appln. No. 09/883,361

On February 14, 2003, applicant filed an Amendment including a \$110.00 fee for a one month extension of time at the large entity rate. As applicant is a small entity, only one-half of this amount was required, and applicant erroneously paid \$55.00 in excess of the necessary fee.

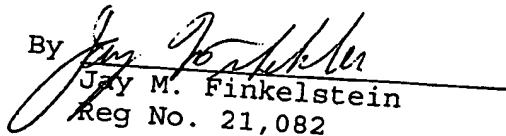
REMARKS

As noted from the facts above, \$55.00 was erroneously paid for a one month extension of time on February 4, 2004 because applicant is a small entity.

Accordingly, as \$55.00 was paid in error, we are requesting a refund of such \$55.00 to be credited to our Deposit Account No. 02-4035.

Respectfully submitted,  
BROWDY AND NEIMARK  
Attorneys for Applicant(s)

By

  
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SN:mch

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: GOMBERT et al.

Application No.: 09/883,361

Filed: June 19, 2001

For: INPUT DEVICE FOR COMMANDING CONTROL...



Art Unit: 2674

Examiner: EISEN, A.

Washington, D.C.

Atty.'s Docket: GOMBERT-4

Date: February 4, 2004

THE COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

Sir:

Transmitted herewith is an ☒ Amendment in the above-identified application.

- ☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.  
☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.  
☐ No additional fee is required.

☒ The fee has been calculated as shown below:

|   | (Col. 1)                                  |       | (Col. 2)                              | (Col. 3)                   |
|---|---|-------|---------------------------------------|----------------------------|
|   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |       | HIGHEST NO.<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA<br>EQUALS |
| TOTAL                                     | *   | MINUS | ** 20                                 | 0                          |
| INDEP.                                    | *   | MINUS | *** 3                                 | 0                          |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |   |       |                                       |                            |

ADDITIONAL FEE TOTAL

| SMALL ENTITY         |                   |
|----------------------|-------------------|
| RATE                 | ADDITIONAL<br>FEE |
| x 9                  | \$                |
| x 40                 | \$                |
| + 135                | \$                |
| ADDITIONAL FEE TOTAL |                   |
| \$                   |                   |

OR

| OTHER THAN SMALL ENTITY |                   |
|-------------------------|-------------------|
| RATE                    | ADDITIONAL<br>FEE |
| x 18                    | \$                |
| x 80                    | \$                |
| + 270                   | \$                |
| TOTAL                   |                   |
| \$                      |                   |

OR

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

☒ Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

☐ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Response Filed Within

- ☐ First - \$ 55.00  
☐ Second - \$ 185.00  
☐ Third - \$ 445.00  
☐ Fourth - \$ 695.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

- ☒ First - \$ 110.00  
☐ Second - \$ 390.00  
☐ Third - \$ 890.00  
☐ Fourth - \$ 1390.00

Month After Time Period Set

☐ Less fees (\$ ) already paid for month(s) extension of time on

☐ Please charge my Deposit Account No. 02-4035 in the amount of \$

☒ Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$110.00.

☐ A check in the amount of \$ is attached (check no. ).

☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.18 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK

Attorneys for Applicant(s)

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